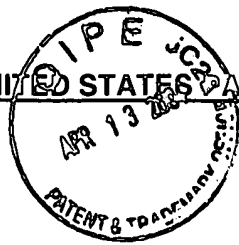


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent Application of

GUTIERREZ-ARMENTA

Atty. Ref.: 4148-6; Confirmation No. 8375

Appl. No. 10/025,676

TC/A.U. 1638

Filed: December 26, 2001

Examiner: Mehta, A.

For: PLANT RETINOBLASTOMA-ASSOCIATED PROTEINS

\* \* \* \* \*

April 13, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE**

In response to the Official Action mailed January 16, 2004 (for which petition is hereby made for a two-month extension of time), the Applicant hereby elects Group III (method of controlling the growth of a plant virus within a plant cell by increasing the level or activity of retinoblastoma protein by incorporation of a recombinant nucleic acid; a plant cell comprising a recombinant nucleic acid encoding for expression of a retinoblastoma protein; a transgenic plant comprising said cell). It is noted that Groups I-IV are linked and that the claims included in those groups will be allowed once allowability of the linking claims is indicated.

Favorable action on the present application is awaited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

Leonard C. Mitchell  
Reg. No. 29,009

LCM:lfm  
1100 North Glebe Road, 8th Floor  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4148-6

GUTIERREZ-ARMENTA

C# M#

Serial No. 10/025,676

T.S.A.U. 1638

Filed: December 26, 2001

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Date: April 13, 2004

Title: PLANT RETINOBLASTOMA-ASSOCIATED PROTEINS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☒ **Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after amendment	21	minus highest number		
previously paid for	21	(at least 20) =	0	x \$ 18.00
				\$ 0.00

Independent claims after amendment	6	minus highest number		
previously paid for	6	(at least 3) =	0	x \$ 86.00
				\$ 0.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)	\$ 0.00
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Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months)	\$ 420.00
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Terminal disclaimer enclosed, add \$ 110.00	\$ 0.00
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<input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00)	\$ 0.00
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☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 420.00**

If "small entity," then enter half (1/2) of subtotal and subtract	-\$ 0.00
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☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00)	\$ 0.00
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Assignment Recording Fee (\$40.00)	\$ 0.00
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Other:	0.00
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**TOTAL FEE ENCLOSED \$ 420.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: \_\_\_\_\_

04/14/2004 FFANAEIA 00000054 10025676

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420.00 DP